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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2672

PATENT
0649-0798P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tsuneo SATO et al. Conf.: 2439
Appl. No.: 09/944,598 Group: 2672
Filed: September 4, 2001 Examiner: Javid A. AMINI
For: COLOR CHARACTERISTIC DESCRIPTION APPARATUS,
COLOR MANAGEMENT APPARATUS, IMAGE CONVERSION
APPARATUS AND COLOR CORRECTION MATERIAL

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 27, 2005

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated July 27, 2004 of the Primary Examiner twice rejecting claims 6-8 and 17-26.

This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicants hereby petition for an extension of two (2) months pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Office Action. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

An extension of one (1) month for responding to the Office Action was previously requested and paid for on November 29, 2004. Thus a fee of \$910.00 is required to obtain an

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additional two (2) months for filing the Notice of Appeal.

Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

Large entity - \$500.00

Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,410.00.

Payment of the above TOTAL FEE is being made in the following manner:

A check in the amount of \$1,410.00 is enclosed.

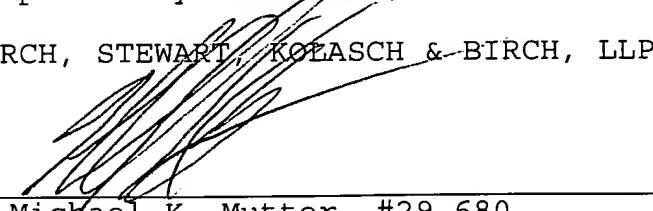
Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


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